

NDTCO.022A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Yamamoto, et al.
Appl. No. : 10/658,307
Filed : September 9, 2003
For : PHOTOREFRACTIVE
COMPOSITION
Examiner : Kugel, Timothy J.
Group Art Unit : 1712

DECLARATION UNDER §1.132

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I, Michiharu Yamamoto, the inventor of the above-identified application (the INVENTOR), do declare and state as follows:

1. U.S. Patent No. 6,610,809 indicates as inventors the INVENTOR and Seth R. Marder and Bernard Kippelen (the CO-INVENTORS). The invention disclosed in column 17, lines 4-8 of U.S. Patent No. 6,610,809, i.e., "In principle, essentially any polymer backbone, including, but not limited to, polyurethane, epoxy polymers, polystyrene, polyether, polyester, polyamide, polyimide, polysiloxane, and polyacrylate could be used, with the appropriate side chains attached, to make the polymer matrices of the invention," was derived from the INVENTOR and is thus not the invention "by another" described in 35 U.S.C. 102(e).

2. U.S. Patent No. 6,653,421 indicates as inventors the INVENTOR and the CO-INVENTORS. The invention disclosed in column 16, lines 31-36 of U.S. Patent No. 6,653,421, i.e., "In principle, essentially any polymer backbone, including, but not limited to, polyurethane, epoxy polymers, polystyrene, polyether, polyester, polyamide, polyimide, polysiloxane, and polyacrylate could be used, with the appropriate side chains attached, to make the polymer

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matrices of the invention," was derived from the INVENTOR and is thus not an invention "by another" described in 35 U.S.C. 102(e).

3. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

Dated: Sep 30, 2005

By: M. Yamamoto
Michiharu Yamamoto